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PATENT

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Mailing Label No. ED 329502157 US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales
Configured With Remote Client
Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

**TRANSMITTAL LETTER
FOR APPLICATION FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S. Lake Ave., Suite 312
Pasadena, CA 91101
August 6, 2007

Commissioner:

Attached are the following:

1. Check No. 2358 in the amount of \$200.00 to cover the Application For Reconsideration Of Patent Term Adjustment Fee;
2. Application For Reconsideration Of Patent Term Adjustment Indicated In Notice Of Allowance;
3. Statement Of The Correct Patent Term Adjustment In Support Of Application For Reconsideration Of Patent Term Adjustment Indicated In Notice Of Allowance with Exhibits A and B; and
4. Return Post Card.

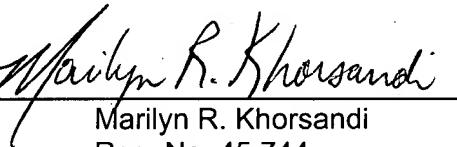
The above-identified application has been allowed; an issue fee is due on or before August 8, 2007. The enclosed Application is filed before the filing of the issue fee.

TRANSMITTAL LETTER FOR APPLICATION FOR RECONSIDERATION OF PATENT TERM
ADJUSTMENT
Application No. 09/684,808

The Commissioner is hereby authorized to charge any underpayment of fees which may be required, or credit any overpayment of fees which may occur, for this application, during the **pendency** of this application, to Deposit Account No. 501574. Please show our docket number with any charge or credit to our Deposit Account. **A copy of this letter is enclosed.**

Respectfully submitted,
KHORSANDI PATENT LAW GROUP, A LAW CORP.

By

 8/6/2007
Marilyn R. Khorsandi
Reg. No. 45,744
Customer No. 29524

Khorsandi Patent Law Group, A Law Corp.
140 S. Lake Ave., Ste 312
Pasadena, CA 91101-4710
Telephone: (626) 796-2856
Facsimile: (626) 796-2864

MRK/aa
Enclosures



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Mailing Label No. ED 329502157 US*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales Configured
With Remote Client Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

**APPLICATION FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT
INDICATED IN NOTICE OF ALLOWANCE
37 C.F.R. §1.705(b)**

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S Lake Ave, Ste 312
Pasadena, CA 91101-4710
August 6, 2007

Commissioner:

This is an Application for Patent Term Adjustment for the above-identified patent application. The above-identified application has been allowed; an issue fee is due on or before August 8, 2007. This Application is filed before the filing of the issue fee.

The above-identified patent application was allowed in a Notice of Allowance dated May 8, 2007. The Determination of Patent Term Adjustment Under 35 U.S.C. 154(d) attached to the Notice of Allowance awarded a Patent Term Adjustment for the above-identified application of 1265 days. It is respectfully submitted that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1,239 days.

Pursuant to 37 C.F.R. §1.705(b)(1), A Statement of the Correct Patent Term Adjustment In Support of Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance is respectfully submitted herewith.

This Application for Patent Term Adjustment is directed to reconsideration of the Patent Term Adjustment indicated in the Notice of Allowance; this Application is not directed to events that have occurred, and events that have not yet occurred, after the date of the Notice of Allowance.

Further Patent Term Adjustment may result due to events that are anticipated to occur (including the anticipated issuance of a patent from the above-identified application). Such further Patent Term Adjustment considerations can only be addressed after the anticipated issuance of a patent from the above-identified application in accordance with 37 C.F.R. §1.705(d) and are therefore not addressed, and are not addressable, herein.

APPLICATION FOR RECONSIDERATION OF

PATENT TERM ADJUSTMENT

Serial No. 09/684,808

As required by 37 C.F.R. §1.705(b)(1), the fee set forth in 37 C.F.R. §1.18(e) is enclosed herewith. The Commissioner is hereby authorized to charge any underpayment of fees, or credit any overpayment of fees, to Deposit Account No. 501574. Please show our docket number with any charge or credit to our Deposit Account.

Respectfully submitted,
KHORSANDI PATENT LAW GROUP,
A LAW CORPORATION

August 6, 2007
Date

By Marilyn R. Khorsandi
Marilyn R. Khorsandi
Attorney/Agent for Applicant(s)
Reg. No. 45,744
Customer No. 29524

Khorsandi Patent Law Group, A Law Corp.
140 S. Lake Ave., Ste. 312
Pasadena, California 91101-4710
Telephone No.: (626) 796-2856
Fascimile: (626) 796-2864



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"Express Mail Post Office to Addressee" under 37 CFR § 1.10,
Mailing Label No. ED 329502157 US*

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Sean Hu, et al.
Application No. : 09/684,808
Filed : October 6, 2000
Title : Apparatus, Systems and Methods For
Interfacing With Digital Scales Configured
With Remote Client Computer Devices
Grp./Div. : 3627
Examiner : Michael A. Cuff
Docket No. : PSTM0008/MRK

STATEMENT OF THE CORRECT PATENT TERM ADJUSTMENT
IN SUPPORT OF APPLICATION FOR RECONSIDERATION OF PATENT TERM
ADJUSTMENT INDICATED IN NOTICE OF ALLOWANCE
37 C.F.R. §1.705(b)(2)

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

140 S Lake Ave, Ste 312
Pasadena, CA 91101-4710
August 6, 2007

Commissioner:

This Statement of the Correct Patent Term Adjustment in Support of Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance is filed concurrently with Application for Reconsideration of Patent Term Adjustment Indicated in Notice of Allowance for the above-identified patent application.

The above-identified application was allowed in a Notice of Allowance dated May 8, 2007. The Determination of Patent Term Adjustment Under 35 U.S.C. 154(d) attached to the Notice of Allowance awarded a Patent Term Adjustment for the above-identified application of 1265 days. It is respectfully submitted that for the reasons given below, the determination of 1265 days is in error, and that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1239 days.

It is respectfully submitted that the determination of 1265 days is in error, due to a failure in the PAIR system Patent Term Adjustment History to provide the following Patent Term Adjustment events and/or considerations under 37 C.F.R. §1.704, as follows:

Item (1.) A copy of a printout of the PAIR system Patent Term Adjustment History for the Application is attached hereto as Exhibit A. A copy of a printout of

STATEMENT OF THE CORRECT PATENT TERM ADJUSTMENT
Serial No. 09/684,808

the PAIR system Image File Wrapper for the Application is attached hereto as Exhibit B. It is respectfully submitted that the PAIR system failed to associate a Notice of Missing Parts and a corresponding Response to Notice of Missing Parts, and therefore failed to calculate a period of time under 37 C.F.R. §1.704(b), as follows:

- a.) the PAIR system did not identify as a Notice of Missing Parts, the PAIR system Patent Term Adjustment History entry dated 12-14-2000, entitled "Notice Mailed--Application Incomplete--Filing Date Assigned" (see Exhibit A hereto; see also, Exhibit B hereto – PAIR System Image File Wrapper entry dated 12-06-2000, entitled "Pre-Exam Formalities Notice");
- b.) there is no entry in the PAIR system Patent Term Adjustment History (see Exhibit A hereto) of a Response to Notice of Missing Parts, designated in the PAIR System Image File Wrapper (see Exhibit B hereto) for the Application as an entry dated "04-09-2001", entitled "Applicant Response to Pre-Exam Formalities Notice"; and
- c.) the PAIR system Patent Term Adjustment History fails to associate the April 9, 2001-dated entry for Applicant's Response to Notice of Missing Parts with the Notice of Missing Parts, dated 12-14-2000.

With respect to Item (1.) above regarding the Notice of Missing Parts and the corresponding Response to Notice of Missing Parts, according to 37 C.F.R. §1.704(b), period of adjustment credits shall be reduced for the period of time "in excess of three months that are taken to reply to any notice or action by the Office making any rejection, objection, argument, or other request, . . . beginning on the day after the date that is three months after the date of mailing or transmission of the Office communication . . . and ending on the date the reply is filed." With respect to Item (1.) above, it is respectfully submitted that period of adjustment credits should be reduced, according to 37 C.F.R. §1.704(b), by 26 days (wherein the 26 days began on March 15, 2001 (the day after the March 14, 2001 date that is three months after the December 14, 2000 mailing date of the Notice of Missing Parts), and ended on April 9, 2001 (the date noted in the PAIR system as the receipt date of the Response to the Notice of Missing Parts)).

According to 37 C.F.R. §1.704(b), 37 C.F.R. §1.704(c) and 37 C.F.R. §1.704(c)(8), it is respectfully submitted that period of adjustment credits should be further reduced by a total of 26 non-overlapping days. Accordingly, it is respectfully submitted that the determination of 1265 days is in error, and that the correct Patent Term Adjustment through the date of the Notice of Allowance is 1239 days (which is calculated by subtracting the 26 non-overlapping days from the original determination of 1265 days).

STATEMENT OF THE CORRECT PATENT TERM ADJUSTMENT
Serial No. 09/684,808

With respect to 37 C.F.R. §1.705(b)(2)(iii), the patent granted on this application is not subject to a terminal disclaimer in that no terminal disclaimer was filed in the above-identified patent application (Serial No. 09/684,808).

Respectfully submitted,
KHORSANDI PATENT LAW GROUP,
A LAW CORPORATION

August 6, 2007

Date

By Marilyn R. Khorsandi
Marilyn R. Khorsandi
Attorney/Agent for Applicant(s)
Reg. No. 45,744
Customer No. 29524

Khorsandi Patent Law Group, A Law Corp.
140 S. Lake Ave., Ste. 312
Pasadena, California 91101-4710
Telephone No.: (626) 796-2856
Fascimile: (626) 796-2864

APPENDIX A



Portal Home		Patents	Trademarks	Other	Sign-Off Authenticated Session
<input type="checkbox"/> Secured Patent Application Information Retrieval <input type="checkbox"/> Order Certified Application As Filed Order Certified File Wrapper View Order List APPARATUS, SYSTEMS AND METHODS FOR INTERFACING WITH DIGITAL SCALES CONFIGURED WITH REMOTE CLIENT					
<input type="checkbox"/> Download					
<input type="checkbox"/> Applications by Attorney Docket <input type="checkbox"/> Transaction History <input type="checkbox"/> Image File Wrapper <input type="checkbox"/> Patent Term Adjustments <input type="checkbox"/> Continuity Data <input type="checkbox"/> Address & Attorney/Agent <input type="checkbox"/> Assignments <input type="checkbox"/> Publication Reference <input type="checkbox"/> Publication Review					
<input type="checkbox"/> Select New Case					
<input type="checkbox"/> Patent Term Adjustment					
Filing or 371(c) Date: 10-06-2000 USPTO Delay (PTO) Delay (days): 1331 Issue Date of Patent: - Three Years: Pre-Issue Petitions (days): +0 Applicant Delay (APPL) Delay (days): 66. Post-Issue Petitions (days): +0 Total Patent Term Adjustment (days): 1265 USPTO Adjustment (days): +0 Explanation Of Calculations:					
<input type="checkbox"/> Patent Guidance and General Info					
<input type="checkbox"/> Codes, Rules & Manuals <input type="checkbox"/> Employee & Office Directories <input type="checkbox"/> Resources & Public Notices					
<input type="checkbox"/> Patent Searches					
<input type="checkbox"/> Patent Official Gazette					
<input type="checkbox"/> Search Patents & Applications <input type="checkbox"/> Search Biological Sequences <input type="checkbox"/> Search Copyrights <input type="checkbox"/> Search Biographies <input type="checkbox"/> Search Classes, Products & Services					
<input type="checkbox"/> Other <input type="checkbox"/> Copyrights <input type="checkbox"/> Trademarks <input type="checkbox"/> Policy & Law Reports <input type="checkbox"/> Document Verification <input type="checkbox"/> Examiner's Amendment Communication <input type="checkbox"/> Reference capture on IDS <input type="checkbox"/> Reference capture on IDS <input type="checkbox"/> Reference capture on IDS <input type="checkbox"/> Information Disclosure Statement (IDS) Filed <input type="checkbox"/> Information Disclosure Statement (IDS) Filed <input type="checkbox"/> Information Disclosure Statement considered					
Date	Contents	Description	PTO(Days)	APPL(Days)	
05-08-2007		Mail Notice of Allowance	95		
05-08-2007		Mail Examiner's Amendment			
05-04-2007		Notice of Allowance Data Verification Completed			
05-04-2007		Document Verification			
05-04-2007		Examiner's Amendment Communication			
02-28-2005		Reference capture on IDS			
08-08-2001		Reference capture on IDS			
08-22-2001		Reference capture on IDS			
08-08-2001		Information Disclosure Statement (IDS) Filed			
12-10-2001		Information Disclosure Statement (IDS) Filed			
06-16-2006		Information Disclosure Statement considered			

10-02-2006	Oath or Declaration Filed (Including Supplemental)	
10-08-2006	Date Forwarded to Examiner	60
10-02-2006	Response after Non-Final Action	♦
10-02-2006	Request for Extension of Time - Granted	♦
06-16-2006	Reference capture on IDS	♦
06-16-2006	Information Disclosure Statement (IDS) Filed	♦
05-03-2006	Mail Non-Final Rejection	♦
05-01-2006	Non-Final Rejection	♦
02-21-2006	Information Disclosure Statement considered	4
07-27-2005	Information Disclosure Statement considered	♦
04-13-2006	Correspondence Address Change	♦
02-21-2006	Reference capture on IDS	
02-21-2006	Information Disclosure Statement (IDS) Filed	
02-24-2006	Date Forwarded to Examiner	
02-24-2006	Date Forwarded to Examiner	
02-21-2006	Request for Continued Examination (RCE)	
02-24-2006	DISPOSAL FOR A RCE/CPA/129 (express abandonment if CPA)	
02-21-2006	Workflow - Request for RCE - Begin	
11-17-2005	Mail Final Rejection (PTOL - 326)	
11-15-2005	Final Rejection	
07-27-2005	Reference capture on IDS	
08-12-2005	IFW TSS Processing by Tech Center Complete	
07-27-2005	Information Disclosure Statement (IDS) Filed	
08-12-2005	Date Forwarded to Examiner	2
07-27-2005	Response after Non-Final Action	
04-25-2005	Mail Non-Final Rejection	
04-18-2005	Non-Final Rejection	♦
04-18-2005	Case Docketed to Examiner in GAU	♦
02-28-2005	Information Disclosure Statement (IDS) Filed	♦

11-19-2004 Information Disclosure Statement (IDS) Filed
11-22-2004 Information Disclosure Statement (IDS) Filed
01-14-2003 Case Docketed to Examiner in GAU
11-04-2002 Case Docketed to Examiner in GAU
08-22-2001 Information Disclosure Statement (IDS) Filed
04-17-2001 Application Dispatched from OIPE
04-17-2001 Correspondence Address Change
04-16-2001 Application Is Now Complete
12-14-2000 Notice Mailed--Application Incomplete--Filing Date Assigned
12-04-2000 Correspondence Address Change
12-04-2000 Correspondence Address Change
12-04-2000 Correspondence Address Change
11-17-2000 IFW Scan & PACR Auto Security Review
10-06-2000 Initial Exam Team nn

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- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail EBC@uspto.gov for specific questions about Patent Application Information Retrieval (PAIR).
- Send general questions about USPTO programs to the USPTO Contact Center (UCC).
- If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business Support or call 1 800-786-9199.

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APPENDIX B



Portal Home	Patents	Trademarks	Other	Sign-Off Authenticated Session
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<input type="checkbox"/> Secured Patent Application Information Retrieval  Download	
 Order Certified Application As Filed Order Certified File Wrapper	
APPARATUS, SYSTEMS AND METHODS FOR INTERFACING WITH DIGITAL SCALES CONFIGURER REMOTE CLIENT COMPUTER DEVICES	
<input type="checkbox"/> Applications by Attorney Docket <input type="checkbox"/> Application Transaction Data <input type="checkbox"/> Image File History <input type="checkbox"/> Patent Term Adjustments <input type="checkbox"/> Continuity Data <input type="checkbox"/> Address & Attorney/Agent Data <input type="checkbox"/> Assignments <input type="checkbox"/> Dist Referrals	
<p>This application is officially maintained in electronic form. To View: Click the desired Document Description. To Download and the desired document(s) and click Start Download.</p>	
Available Documents	
	<input type="checkbox"/> Document Description <input type="checkbox"/> Mail Room Date <input type="checkbox"/> Document Category <input type="checkbox"/> Page Count <input type="checkbox"/> Start Download
<input type="checkbox"/> Select New Case	Notice of Allowance and Fees Due (PTO-85) 05-08-2007 PROSECUTION 3
<input type="checkbox"/> Supplemental Resources & Support	Notice of Allowance and Fees Due (PTO-85) 05-08-2007 PROSECUTION 4
<input type="checkbox"/> Patent Guidance and General Info	List of References cited by applicant and considered by examiner 05-08-2007 PROSECUTION 12
<input type="checkbox"/> Codes, Rules & Manuals	List of references cited by examiner 05-08-2007 PROSECUTION 1
<input type="checkbox"/> Employee & Office Directories	Issue Information including classification, examiner, name, claim, renumbering, etc. Index of Claims 05-08-2007 PROSECUTION 1
<input type="checkbox"/> Resources & Public Notices	Search information including classification, databases, and other search related notes 05-08-2007 PROSECUTION 1
<input type="checkbox"/> Patent Searches	Bibliographic Data Sheet Examiner's search strategy and results 04-30-2007 PROSECUTION 5
<input type="checkbox"/> Patent Official Gazette	Fee Worksheet (PTO-06) 10-10-2006 PROSECUTION
<input type="checkbox"/> Search Biological Sequences	
<input type="checkbox"/> Copies, Products & Services	
<input type="checkbox"/> Other Copyrights Trademarks Policy & Law Reports	

10-02-2006	Amendment - After Non-Final Rejection	PROSECUTION	1
10-02-2006	Claims	PROSECUTION	6
10-02-2006	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	9
10-02-2006	Rule 130, 131 or 132 Affidavits	PROSECUTION	12
10-02-2006	Extension of Time	PROSECUTION	1
10-02-2006	Transmittal to TC	PROSECUTION	3
10-02-2006	Authorization for Extension of Time all replies	PROSECUTION	3
06-16-2006	Information Disclosure Statement (IDS) Filed	PROSECUTION	4
06-16-2006	Foreign Reference	PRIOR ART	60
06-16-2006	NPL Documents	PRIOR ART	14
06-16-2006	NPL Documents	PRIOR ART	17
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05-03-2006	Non-Final Rejection	PROSECUTION	8
05-03-2006	List of references cited by examiner	PRIOR ART	1
05-03-2006	Index of Claims	PROSECUTION	1
02-21-2006	Amendment Submitted/Entered with Filing of CPA/RCE	PROSECUTION	1
02-21-2006	Claims	PROSECUTION	7
02-21-2006	Applicant Arguments/Remarks Made in an Amendment	PROSECUTION	6
02-21-2006	Request for Continued Examination (RCE)	PROSECUTION	2
02-21-2006	Transmittal to TC	PROSECUTION	1
02-21-2006	Information Disclosure Statement (IDS) Filed	PROSECUTION	4
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02-21-2006	NPL Documents	PRIOR ART	8
02-21-2006	NPL Documents	PRIOR ART	10
02-21-2006	NPL Documents	PRIOR ART	13
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02-21-2006	NPL Documents	PRIOR ART	11
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02-21-2006	NPL Documents	PRIOR ART	16
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02-21-2006	NPL Documents	PROSECUTION	1
02-21-2006	NPL Documents	PROSECUTION	8
02-21-2006	NPL Documents	PRIOR ART	1
02-21-2006	NPL Documents	PRIOR ART	5
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11-17-2005	Fee Worksheet (PTO-06)	PROSECUTION	6
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07-27-2005	NPL Documents	PRIOR ART	7

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07-27-2005	NPL Documents	PROSECUTION	1
07-27-2005	NPL Documents	PROSECUTION	5
07-27-2005	NPL Documents	PRIOR ART	1
07-27-2005	Transmittal to TC	PRIOR ART	8
07-27-2005	Fee Worksheet (PTO-06)	PROSECUTION	1
07-27-2005	Non-Final Rejection	PROSECUTION	1
04-25-2005	List of references cited by examiner	PRIOR ART	1
04-25-2005	List of References cited by applicant and considered by examiner	PRIOR ART	8
03-29-2005	Examiner's search strategy and results	PROSECUTION	1
02-28-2005	Information Disclosure Statement (IDS) Filed	PROSECUTION	5
02-28-2005	Foreign Reference	PRIOR ART	27
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11-22-2004	Information Disclosure Statement (IDS) Filed	PROSECUTION	6
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11-22-2004	Foreign Reference	PRIOR ART	81
11-22-2004	NPL Documents	PRIOR ART	2
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11-22-2004	NPL Documents	PRIOR ART	18

11-22-2004	NPL Documents	PRIOR ART	13
11-22-2004	NPL Documents	PRIOR ART	15
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11-22-2004	NPL Documents	PRIOR ART	9
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02-24-2003	Examiner's search strategy and results	PROSECUTION	3
08-22-2001	Information Disclosure Statement (IDS) Filed	PROSECUTION	3
08-21-2001	Change of Address	PROSECUTION	1
08-08-2001	NPL Documents	PRIOR ART	2
04-09-2001	Applicant Response to Pre-Exam Formalities Notice	PROSECUTION	3
04-09-2001	Oath or Declaration filed	PROSECUTION	3
04-09-2001	Extension of Time	PROSECUTION	1
12-06-2000	Pre-Exam Formalities Notice	PROSECUTION	1
10-06-2000	Transmittal of New Application	AS FILED	201
10-06-2000	Issue Information including classification, examiner, name, claim, renumbering, etc.	PROSECUTION	1
10-06-2000	Search information including classification, databases and other search related notes	PROSECUTION	1
10-06-2000	Index of Claims	PROSECUTION	1
10-06-2000	Transmittal of New Application	PROSECUTION	3
10-06-2000	Drawings	PROSECUTION	92
10-06-2000	Specification	PROSECUTION	97
10-06-2000	Claims	PROSECUTION	5
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10-06-2000	Oath or Declaration filed	PROSECUTION	3
10-06-2000	Fee Worksheet (PTO-06)	PROSECUTION	2

If you need help:

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- If you experience technical difficulties or problems with this application, please report them via e-mail to Electronic Business or call 1 800-786-9199.

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